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Governor

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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
m/011/0003

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February 16, 2010

Scott Nussbaum
Utah Department of Transportation
166 Southwell Street
Ogden, Utah 84404

Subject: Denial of Variance Request, Utah Department of Transportation, UDOT Beck Street Quarry, M/011/0003, Davis County, Utah

Dear Mr. Nussbaum:

The Division of Oil, Gas and Mining denies your request for a variance to highwall reclamation requirements for the referenced quarry. This denial is based on your letter dated February 11, 2010, wherein the Department of Transportation abrogates the variance request.

The Division will keep the permit active and in place as long as you continue to pay the annual permit fee and maintain an adequate reclamation surety; however, you may need to appeal to the Board of Oil, Gas and Mining to keep the permit open if the period of inactivity continues beyond ten years from the time the permit was approved (September 29, 2006).

Please contact me at 801-538-5261 or Leslie Heppler at 801-538-5257 if you have questions about this letter. Thank you for your cooperation.

Sincerely,

Paul B. Baker
Minerals Program Manager

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